

### REMARKS

Claims and 44 – 49 are now pending in the application. Applicants thank the Examiner for the allowance of claims 44 – 49.

The Examiner rejected claims 1 and 3 – 13 under 35 U.S.C. § 103(a) and claims 1 – 9 and 11 – 13 under the judicially created doctrine of obviousness-type double patenting based on claims of USSN 10/169,638. While applicants respectfully disagree with the Examiner's position, to further prosecution applicants have cancelled claims 1 and 3 – 13 without prejudice to prosecuting them in a continuation application. Applicants submit that the application is now in condition for allowance and request prompt and favorable consideration of this response. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

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By: *RA Fuller III*  
Roland A. Fuller III  
Reg. No. 31,160

HARNESS, DICKEY & PIERCE, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600

RAF/akb